UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

RYAN O'DELL,

Plaintiff, : Civ. No. 1:23-cv-8316

:

V.

FIESTA RESTAURANT GROUP, INC., STACEY RAUCH, NICHOLAS DARAVIRAS, SHERRILL KAPLAN, ANDREW RECHTSCHAFFEN, NICHOLAS P. SHEPHERD, NIRMAL K. TRIPATHY,

and PAUL TWOHIG,

Defendants.

NOTICE OF VOLUNTARY DISMISSAL

Notice is hereby given that pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff Ryan O'Dell hereby voluntarily dismisses his individual claims in the above-captioned action (the "Action") without prejudice. Because this notice of dismissal is being filed with the Court before service by Defendants of either an answer or a motion for summary judgment, Plaintiff's dismissal of the Action is effective upon filing of this notice.

DATED: October 26, 2023 Respectfully submitted,

MELWANI & CHAN LLP

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